IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3939 OF 2005
IN
CRIMINAL REVISION APPLICATION NO.194 OF 2005

1.Smt.Rehana Abub Khan.
2.Smt.Sakina Salim Shaikh. .. Applicants.
Versus.
The State of Maharashtra. ... Respondents.

Shri S.N.Chimade for the Applicant.

Ms.S.D.Shinde, A.P.P.for the Respondent-State.

CORAM : ABHAY S. OKA, J.

DATED : 6th July, 2005.

P.C.:

1. Heard the learned Counsel appearing for the Applicants and the learned A.P.P. for the State. Prima-facie there is material on record to show that the Applicant No.2 (original Accused No.8) is born in India. In so far as the Applicant No.1 is concerned, there is an admission of the Police Officer concerned that there is no material in possession of the prosecution to show that the Applicant No.1 is the citizen of Bangladesh. The Applicants were enlarged on bail during the pendency of the Appeal in the Sessions Court.

2. hence a case is made out for suspension of sentence and for enlarging the Applicants on bail. Accordingly this Application is disposed of by directing that the Applicants shall be enlarged on bail pending final

disposal of the Criminal Revision Application No.194 of 2005 subject to the Applicants submitting P.R.Bond in the sum of Rs.5000/- each with one or two local sureties in the like amount. Time to submit bail bonds is granted for a period of two weeks form today. For a period of two weeks from today the time granted by the Sessions Court to the Applicant to surrender is extended.

3. It is made clear that the grant of relief in this Application in favour of the Applicants will not prevent the concerned Authorities from taking action against the Applicants in accordance with law.

Judge.